

REMARKS

Claims 1-3 and 6-8 were reported in the Office Action as pending. Claims 6 and 8 are allowed. Claims 1-3 and 7 are rejected. Claims 1-3 and 7 have been amended. Claims 4 and 5 are cancelled. Claims 1-3 and 6-8 remain.

Applicant requests reconsideration of the application in view of the following remarks.

It is asserted in the Office Action that Claims 1-3 stand rejected under 35 USC 101 as not falling into one of the four statutory categories of invention, because they do not qualify as a statutory “process”. In response, Applicant notes that the claims have been amended to recite the product to which the process is tied – namely, a display apparatus. In each case, it is clarified that the already-recited graphical user interface is presented on a display apparatus. The map generated according to the method is displayed on the display apparatus. Applicant therefore submits that each claimed method now clearly meets the requirements for a statutory “process”, according to 35 USC 101, since each is tied to a particular apparatus (the display apparatus) that accomplishes the method steps. The existence of the display apparatus is clearly disclosed in the specification as filed (for example, at p.4, lines 15-17) and also by claim 8 as filed.

Claim 7 stands rejected under 35 USC 101 as being directed to non-statutory subject matter, on the basis that a “server” may be merely a software program. In response, this claim is amended to clarify that the “server” in question is a “server computer”. In light of this amendment, Applicant submits that claim 7 is clearly directed to an apparatus (the computer), and meets the requirements for statutory subject matter. Disclosure of such server computer hardware for implementing the invention is found in the final paragraph of the specification as filed.

Accordingly, reconsideration and withdrawal of the rejections under 35 USC 101 is respectfully requested.

Accordingly, Applicant submits that the claims pending following entry of this amendment, namely Claims 1-3 and 6-8, are now in condition for allowance, which early action is requested.

If there are any additional fees due in connection with the filing of this response, please charge those fees to our Deposit Account No. 02-2666. If a telephone interview would expedite the prosecution of this Application, the Examiner is invited to contact the undersigned at (310) 207-3800.

Respectfully submitted,

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3/17/09

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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being submitted electronically via EFS Web to the United States Patent and Trademark Office on the date shown below.

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